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**PETITION FOR REVIVAL OF AN INTERNATIONAL APPLICATION FOR PATENT
DESIGNATING THE U.S. ABANDONED UNINTENTIONALLY UNDER 37 CFR 1.137(b)**

Docket Number
(Optional)
1418-160

First Named Inventor: **ALVES, Manuel**

International (PCT) Application No.: **PCT/EP2004/014083** U.S. Application No.:
(if known)

Filed: **8 Sep 2004**

Title: **STAND FOR DISPLAYING ARTICLES, SUCH AS FLAT-PACKED ARTICLES**

Attention: PCT Legal Staff
Mail Stop PCT
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

The above-identified application became abandoned as to the United States because the fees and documents required by 35 U.S.C. 371(c) were not filed prior to the expiration of the time set in 37 CFR 1.495(b) or (c) as applicable. The date of abandonment is the day after the date on which the 35 U.S.C. 371(c) requirements were due. See 37 CFR 1.495(h).

APPLICANT HEREBY PETITIONS FOR REVIVAL OF THIS APPLICATION

NOTE: A grantable petition requires the following items:

- (1) Petition fee
- (2) Proper reply
- (3) Terminal disclaimer with disclaimer fee which is required for all international applications having an international filing date before June 8, 1995; and
- (4) Statement that the entire delay was unintentional.

1. Petition fee

Small entity - fee \$ 750 (37 CFR 1.17(m)). Applicant claims small entity status.
See 37 CFR 1.27.

Other than small entity - fee \$ _____ (37 CFR 1.17(m))

2. Proper reply

A. The proper reply (the missing 35 U.S.C. 371(c) requirement(s)) in the form of
transmittal of application to (identify type of reply):
enter U.S. National Stage under Chapter II of PCT
 has been filed previously on _____.

is enclosed herewith.

04/03/2006 LLANDGRA 00000039 10573269

04 FC:2453

750.00 DP

[Page 1 of 2]

This collection of information is required by 37 CFR 1.137(b). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 1.0 hour to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop PCT, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

3. Terminal disclaimer with disclaimer fee

Since this international application has an international filing date on or after June 8, 1995, no terminal disclaimer is required.

A terminal disclaimer (and disclaimer fee (37 CFR 1.20(d)) of \$ _____ for a small entity or \$ _____ for other than a small entity) disclaiming the required period of time is enclosed herewith (see PTO/SB/63).

4. Statement. The entire delay in filing the required reply from the due date for the required reply until the filing of a grantable petition under 37 CFR 1.137(b) was unintentional.

WARNING:

Petitioner/applicant is cautioned to avoid submitting personal information in documents filed in a patent application that may contribute to identity theft. Personal information such as social security numbers, bank account numbers, or credit card numbers (other than a check or credit card authorization form PTO-2038 submitted for payment purposes) is never required by the USPTO to support a petition or an application. If this type of personal information is included in documents submitted to the USPTO, petitioners/applicants should consider redacting such personal information from the documents before submitting them to the USPTO. Petitioner/applicant is advised that the record of a patent application is available to the public after publication of the application (unless a non-publication request in compliance with 37 CFR 1.213(a) is made in the application) or issuance of a patent. Furthermore, the record from an abandoned application may also be available to the public if the application is referenced in a published application or an issued patent (see 37 CFR 1.14). Checks and credit card authorization forms PTO-2038 submitted for payment purposes are not retained in the application file and therefore are not publicly available.



Signature

John S. Egbert

3-21-06

Date

30627

Registration Number, if applicable

7132248080

Telephone Number

Address

Address

Enclosures: Response
 Fee Payment
 Terminal Disclaimer
 Other (please identify):

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT: ALVES, Manuel

SERIAL NO.: (International Serial No. PCT/EP2004/014083)

FILED: Herewith (International Filing Date: 8 September 2004)

TITLE: STAND FOR DISPLAYING ARTICLES, SUCH AS FLAT-PACKED ARTICLES

PETITION FOR REVIVAL OF AN APPLICATION
FOR PATENT ABANDONED UNINTENTIONALLY UNDER 37 C.F.R. § 1.137(b)
STATEMENT OF FACTS

Mail Stop PCT
Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

Sir:

In accordance with 37 C.F.R. § 1.137(b), the following is a statement of delay caused by unintentional circumstances.

1. The present application was filed on 8 September 2004 as an international patent application under the PCT.
2. The deadline for entering the U.S. National Stage was March 8, 2006.
3. Applicant did not enter U.S. National Stage. Applicant's attorney mis-labeled the instructions to enter U.S. National Stage under Chapter II of the PCT after the final deadline of 8 March 2006. Applicant did not intend for Applicant's U.S. attorney to mislabel the application and pass the deadline. Applicant did not intend for the application to be abandoned.
4. As such, the Application was constructively abandoned as of 8 March 2006.
5. A Notice of Abandonment has not yet been received.

6. The present petition is less than three months after the date the U.S. Patent and Trademark Office sent the notice of abandonment to Applicant's attorney because a Notice of Abandonment has not yet been sent.
7. The present petition is less than one year after the date of actual abandonment by the U.S. Patent and Trademark Office.
8. The entire delay in filing the required reply from the due date for the required reply until the filing of a grantable petition under 37 C.F.R. § 1.137(b) was unintentional.

Applicant petitions for revival based upon unintentional delay, and Applicant has included a proper response, comprising transmittal of the application to enter U.S. National Stage under Chapter II of the PCT. Applicant files the required reply to secure revival of the patent application for consideration on the merits and eventual issuance of allowable subject matter by the U.S. Patent and Trademark Office.

The present Petition for Revival is less than one year of the actual abandonment and less than three months after receiving notice of Abandonment. The entire period of delay, until the filing of the present grantable petition, was unintentional.

Applicant respectfully requests granting the Petition to Revive because the Applicant never intended for the application to be abandoned. Applicant respectfully contends that the application is now in a proper condition for consideration on the merits. The government fee of \$750 for a small entity is attached. Any additional fees for the petition to revive or any overpayment with regard to this petition and Application to Enter National Stage may be credited or debited to Deposit Account 08-0879.

Respectfully submitted,



John S. Egbert
Reg. No. 30,627
Attorney for Applicant

Date

3-20-06

Customer No. 24106

Egbert Law Offices
412 Main Street, 7th Floor
Houston, Texas 77002
(713)224-8080
(713)223-4873 (Fax)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT: ALVES, Manuel

SERIAL NO.: (International Serial No. PCT/EP2004/014083)

FILED: Herewith (International Filing Date: 8 September 2004)

TITLE: STAND FOR DISPLAYING ARTICLES, SUCH AS FLAT-PACKED ARTICLES

CERTIFICATE OF MAILING UNDER 37 CFR 1.8(a)

Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

Sir:

I hereby certify that the attached correspondence comprising:

PETITION FOR REVIVAL OF AN APPLICATION (37 C.F.R. § 1.137(b))

is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to:

Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

on MAR 23 2006

Respectfully submitted,


John S. Egbert
Reg. No. 30,627
Attorney for Applicant
Egbert Law Offices
412 Main Street, 7th Floor
Houston, Texas 77002
(713)224-8080
(713)223-4873 fax

Date

Customer No. 24106